

1985 MAR 11 AM 10:55
JAN 15 1985
HOUSE OF REPRESENTATIVES
FILED

I certify that the attached is a true and correct copy of HJR 27, which was filed of record on JAN 15 1985 and referred to the committee on:

County of
Betty Mansaray
Chief Clerk of the House

H J.R. No. 27

By _____

A JOINT RESOLUTION

1 proposing a constitutional amendment relating to the number of
2 precincts in Chambers County.

3 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Article V, Section 18(a), of the Texas
5 Constitution, is amended to read as follows:

6 (a) Each county in the State with a population of 30,000 or
7 more, according to the most recent federal census, from time to
8 time, for the convenience of the people, shall be divided into not
9 less than four and not more than eight precincts. Each county in
10 the State with a population of 18,000 or more but less than 30,000,
11 according to the most recent federal census, from time to time, for
12 the convenience of the people, shall be divided into not less than
13 two and not more than five precincts. Each county in the State
14 with a population of less than 18,000, according to the most recent
15 federal census, from time to time, for the convenience of the
16 people, shall be designated as a single precinct or, if the
17 Commissioners Court determines that the county needs more than one
18 precinct, shall be divided into not more than four precincts.
19 Notwithstanding the population requirements of this subsection,
20 Chambers County, from time to time, for the convenience of the
21 people, shall be divided into not less than two and not more than
22 six precincts. A [The] division or designation under this
23 subsection shall be made by the Commissioners Court provided for by
24 this Constitution. In each such precinct there shall be elected

1 one Justice of the Peace and one Constable, each of whom shall hold
2 his office for four years and until his successor shall be elected
3 and qualified; provided that in any precinct in which there may be
4 a city of 18,000 or more inhabitants, there shall be elected two
5 Justices of the Peace.

6 SECTION 2. The following temporary provision is added to the
7 Texas Constitution:

8 TEMPORARY PROVISION. (a) This temporary provision applies
9 to the constitutional amendment proposed by the 69th Legislature,
10 Regular Session, 1985, relating to the number of precincts in
11 Chambers County.

12 (b) The constitutional amendment takes effect January 1,
13 1986.

14 (c) This temporary provision takes effect on the adoption of
15 the amendment by the voters and expires January 2, 1986.

16 SECTION 3. This proposed constitutional amendment shall be
17 submitted to the voters at an election to be held November 5, 1985.
18 The ballot shall be printed to provide for voting for or against
19 the proposition: "The constitutional amendment authorizing
20 Chambers County to be divided into two to six precincts."

HOUSE COMMITTEE REPORT

1st. Printing

By Stiles

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COMMITTEE REPORT

The Honorable Gib Lewis
Speaker of the House of Representatives

3/12/85

(date)

Sir:

We, your COMMITTEE ON COUNTY AFFAIRS, to whom was referred H.G.R. 27 have had the same under consideration and beg to report back with the recommendation that it (measure)

- ☒ do pass, without amendment.
☐ do pass, with amendment(s).
☐ do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.

A fiscal note was requested. ☒ yes ☐ no An actuarial analysis was requested. ☐ yes ☒ no

An author's fiscal statement was requested. ☒ yes ☐ no

The Committee recommends that this measure be placed on the ~~(Local)~~ or ~~(Consent)~~ Calendar.

This measure ~~() proposes new law~~ ~~() amends existing law~~ > proposes a constitutional amendment

House Sponsor of Senate Measure _____

The measure was reported from Committee by the following vote:

	AYE	NAY	PNV	ABSENT
Thompson, G. of Abilene, Ch.			✓	
Buchanan, V.C.	✓			
Whaley, C.B.O.			✓	
Campbell				✓
Earley	✓			
Eckels	✓			
Johnson, S.	✓			
Jones	✓			
Lewis, R.	✓			
Patterson	✓			
Robinson			✓	
Williamson	✓			
Willy	✓			

Total
9 aye
0 nay
3 present, not voting
1 absent

[Signature]
CHAIRMAN
[Signature]
COMMITTEE COORDINATOR

BILL ANALYSIS

COMMITTEE ON COUNTY AFFAIRS

H.J.R. 27
BY: MARK STILES

Background Information:

The Texas Constitution prescribes the number of justice of the peace precincts a county may have, determined by the population of the county. In Chambers County, the number of precincts as warranted by the population is from two to five. Chambers County is on the Texas coast and has a large amount of tourist traffic and short-term visitors in the beach communities, and the justice of the peace courts therefore handle a greater than usual number of minor traffic violation cases. Chambers County has six precincts at this time and feels the case load warrants the county maintaining this number of precincts. H.J.R. 27 would amend Article V, Section 18(a) of the Texas Constitution to permit Chambers County to be divided into not less than two or more than six precincts.

Purpose:

H.J.R. 27 proposes a constitutional amendment relating to the number of precincts in Chambers County.

Section by Section Analysis:

Section 1. Article V, Section 18(a), of the Texas Constitution, is amended to add the following: Notwithstanding the population requirements of this subsection, Chambers County, from time to time, for the convenience of the people, shall be divided into not less than two and not more than six precincts.

Section 2. TEMPORARY PROVISION: (a). This temporary provision applies to the constitutional amendment proposed by the 69th Legislature, Regular Session, relating to the number of precincts in Chambers County. (b). The constitutional amendment takes effect January 1, 1986. (c). This temporary provision takes effect on the adoption of the amendment by the voters and expires January 2, 1986.

Section 3. This proposed constitutional amendment shall be submitted to the voters at an election to be held November 5, 1985.

Rulemaking:

It is the committee's opinion that this bill does not delegate rulemaking authority to a state officer, agency, department, or institution.

Summary of Committee Action:

Public notice was posted in accordance with the Rules of Procedure of the House of Representatives and a public hearing was held on March 12, 1985.

On March 12, 1985, the full committee voted to report H.J.R. 27 to the House with the recommendation that it do pass by a record vote of 9 ayes, 0 nays, 3 present not voting, and 1 absent.

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

March 1, 1985

Honorable Gary Thompson, Chair
Committee on County Affairs
House of Representatives
Austin, Texas

In Re: House Joint Resolution No. 27
By: Stiles

Sir:

In response to your request for a Fiscal Note on House Joint Resolution No. 27 (proposing a constitutional amendment relating to the number of precincts in Chambers County) this office has determined the following:

The resolution would make no appropriation but could provide the legal basis for an appropriation of funds.

The cost of publication of the resolution to the State is \$48,100.

The resolution would call for a constitutional amendment on November 5, 1985, to authorize Chambers County to be divided into not less than two or more than six precincts.

No fiscal implication to units of local government is anticipated.


Jim Oliver
Director

Source: Secretary of State; LBB Staff: JO, JH, LF, LV

Author's Fiscal Statement

H.J.R. 27

By Stiles

This bill would not have any further fiscal implications to the unit of local government, since they are currently funding six J.P. and constable precincts. County expenditure for the next five years would remain essentially the same as it is now if the provisions of this bill are enacted.

Mark Stiles

1 By: Stiles (Senate Sponsor - Parker) H.J.R. No. 27
2 (In the Senate - Received from the House March 19, 1985;
3 March 20, 1985, read first time and referred to Committee on
4 Intergovernmental Relations; May 6, 1985, reported favorably;
5 May 6, 1985, sent to printer.)

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51 * * * * *

52 Austin, Texas
53 May 6, 1985

54 Hon. William P. Hobby
55 President of the Senate

56 Sir:

57 We, your Committee on Intergovernmental Relations to which was
58 referred H.J.R. No. 27, have had the same under consideration, and
59 I am instructed to report it back to the Senate with the
60 recommendation that it do pass and be printed.

61 Traeger, Chairman

Author's Fiscal Statement

H.J.R. 27

By Stiles

This bill would not have any further fiscal implications to the unit of local government, since they are currently funding six J.P. and constable precincts. County expenditure for the next five years would remain essentially the same as it is now if the provisions of this bill are enacted.

A handwritten signature in cursive script, reading "Mark Stiles". The signature is written in dark ink and is positioned in the lower right quadrant of the page.

ENROLLED

H.J.R. No. 27

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H.J.R. No. 27

President of the Senate

Speaker of the House

I certify that H.J.R. No. 27 was passed by the House on March 18, 1985, by the following vote: Yeas 135, Nays 1, 2 present, not voting.

Chief Clerk of the House

I certify that H.J.R. No. 27 was passed by the Senate on May 17, 1985, by the following vote: Yeas 30, Nays 0.

Secretary of the Senate

RECEIVED: _____

Date

Secretary of State

HOUSE JOINT RESOLUTION

proposing a constitutional amendment relating to the number of precincts in Chambers County.

JAN 15 1985

1. Filed with the Chief Clerk.

JAN 31 1985

2. Read first time and referred to Committee on

County Affairs

MAR 12 1985

3. Reported favorably ^(as amended)
(as substituted) and sent to Printer at

5:50 p.m.

MAR 13 1985

4. Printed and distributed at

10:51 am

MAR 18 1985

5. Sent to Committee on Calendars at

12:39 pm

MAR 18 1985

6. Read second time (amended) and (finally) passed ~~to Third Reading~~ by a Record Vote of 135 yeas, 1 nays, 2 present, not voting.

7. Motion to reconsider and table the vote by which H.J.R. _____ was ordered engrossed prevailed (failed) by (Non-Record Vote) (Record Vote of _____ yeas, _____ nays, _____ present, not voting).

8. Read third time (amended) and finally adopted (failed of adoption) by a Record Vote of _____ yeas, _____ nays, _____ present, not voting.

9. Caption ordered amended to conform to body of resolution.

10. Motion to reconsider and table the vote by which H.J.R. _____ was finally adopted prevailed (failed) by a (Non-Record Vote) Record Vote of _____ yeas, _____ nays, and _____ present, not voting).

MAR 18 1985

11. Ordered Engrossed at

3:40 pm

MAR 18 1985

12. Engrossed.

MAR 18 1985

13. Returned to Chief Clerk at

4:31 pm

MAR 19 1985

14. Sent to the Senate.

MAR 19 1985

15. Received from the House

MAR 20 1985

16. Read, referred to Committee on

INTERGOVERNMENTAL RELATIONS

May 6, 1985

17. Reported favorably

18. Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

19. Ordered not printed.

MAY 17 1985

20. Regular order of business suspended by

unanimous
(a viva voce vote.) Consent
(_____ yeas, _____ nays.)

21. To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of _____ yeas, _____ nays.

MAY 17 1985

22. Read second time

passed to third reading by:

(a viva voce vote.)
(_____ yeas, _____ nays.)

Betty Murray
Chief Clerk of the House

_____ 23. Caption ordered amended to conform to body of bill.

MAY 14 1985

24. Senate and Constitutional 3-Day Rules suspended by vote of 29 yeas,
1 nays to place bill on third reading and final passage.

MAY 17 1985

25. Read third time and passed by

~~(a viva voce vote.)~~
(30 yeas, 0 nays.)

OTHER ACTION:

OTHER ACTION:

Letty King

Secretary of the Senate

May 17, 1985

26. Returned to the House.

MAY 17 1985

27. Received from the Senate ~~(with amendments.)~~
~~(as substituted.)~~

_____ 28. House (Concurred) (Refused to Concur) in Senate ^(Amendments)
_(Substitute) by a (Non-Record
Vote) (Record Vote of _____ yeas, _____ nays, _____ present,
not voting).

/ 29. Conference Committee Ordered.

_____ 30. Conference Committee Report Adopted (Rejected) by a (Non-Record Vote) (Record
Vote of _____ yeas, _____ nays, and _____ present, not voting).

MAY 17 1985

31. Ordered Enrolled at 3:37 pm